

JOURNAL OF THE FLORIDA SENATE

Friday, April 30, 1971

The Senate was called to order by Senator Broxson at 8:30 a.m. for the purpose of conducting the order of business of Introduction and reference of Resolutions, Memorials, Bills and Joint Resolutions, pursuant to Rule 4.3.

INTRODUCTION

By Senator Bishop—

SB 1033—A bill to be entitled An act relating to the division of recreation and parks; authorizing operation and development of Dead Lakes state recreation area in Gulf County by the division; providing an appropriation; providing an effective date.

Was read the first time by title and referred to the Committees on Natural Resources and Conservation and Ways and Means.

By Senator Bishop—

SB 1034—A bill to be entitled An act relating to the development of a recreational park for the handicapped; providing for legislative intent to have said park constructed; providing an effective date.

Was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Senator Lewis (43rd)—

SB 1035—A bill to be entitled An act relating to the beverage law; amending §562.13, Florida Statutes; providing that minors under the age of twenty-one (21) years may be employed in bowling alleys which serve alcoholic beverages under certain conditions; providing an effective date.

Was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

By Senator Lewis (43rd)—

SB 1036—A bill to be entitled An act relating to judicial nominating councils; creating section 43.25, Florida Statutes, providing for judicial nominating councils for the supreme court, each district court of appeal and each judicial circuit; providing that each council shall be composed of three citizen members appointed by the governor, three members of the Florida bar elected by members of the bar residing in the area for which the council is established and the presiding judge of the court or circuit for which the council is established; providing for the members terms and compensation; creating section 43.26, Florida Statutes, providing that such councils shall consider all applications for nomination and nominate all persons qualified and eligible for a vacancy to which such council shall make nominations; creating section 43.27, Florida Statutes, providing for the proceedings of such councils and that same shall be confidential; providing an appropriation; providing an effective date.

Was read the first time by title and referred to the Committees on Judiciary—Civil A and Ways and Means.

By Senator Trask—

SB 1037—A bill to be entitled An act relating to local government bonds; creating §215.85, Florida Statutes; providing definitions; authorizing the division of bond finance of the department of general services to provide technical and advisory assistance regarding the marketing of local government bonds and securities to those local governments requesting such assistance; authorizing the division to render advisory opinions to requesting local governments regarding local debts; providing state sale of local government security offerings when requested by local governments; providing powers and duties of the division relating to technical and advisory assistance to local governments; providing requirements for notice of sale advertisements and for any prospectus relating to the sale of local bonds; providing an appropriation; providing an effective date.

Was read the first time by title and referred to the Committee on Governmental Efficiency.

By Senator Barron—

SB 1038—A bill to be entitled An act relating to scholarship plans; amending part II of chapter 617, Florida Statutes, by amending section 617.50, Florida Statutes, to provide that the term "lending institution" may include any state bank or federally approved savings and loan association whether or not the same is located in this state and providing that any "trust" bank as defined in this section may also be located within or outside this state; amending section 617.56, Florida Statutes, to provide that scholarship funds shall be deposited in trust banks selected by the corporation and approved by the commissioner and providing that advisory or management agreements relating to same shall be approved by the corporation and the commissioner; amending section 617.68, Florida Statutes, by amending subsection (4) and adding new subsection (33) to provide that dealers or salesmen licensed under chapter 517.12, Florida Statutes, are exempt from the licensing requirements of part II of this chapter; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce.

By Senator Daniel—

SB 1039—A bill to be entitled An act relating to mediation and conciliations; amending Section 448.06, Florida Statutes, to transfer the functions of the voluntary mediation and conciliation services from the Governor to the Department of Commerce; providing an effective date.

Was read the first time by title and referred to the Committee on Governmental Efficiency.

By Senator Poston—

SB 1040—A bill to be entitled An act relating to maps and plats; repealing §§177.01, 177.02, 177.03, 177.04, 177.05, 177.06, 177.07, 177.08, 177.09, 177.10, 177.11, 177.12, 177.13, 177.14, 177.15, 177.16, and 177.17, Florida Statutes, relating to the statutory system of maps and plats established for recording location and ownership of parcels of land in the state; amending chapter 177, Florida Statutes, by adding §§177.18, 177.19, 177.20, 177.21, 177.22, 177.23, 177.24, 177.25, 177.26, 177.27, 177.28, 177.29, 177.30, 177.31, 177.32 and 177.33 to provide for the legal status of recorded plats; to provide definitions; to provide that title certification must accompany each final subdivision plat; to provide that each subdivision must be named; to provide qualifications for those persons making survey and plat certifications; to provide for the examination of plat recordings; to provide for dedication and adoption of certain plats; to provide standards to be used in recording final plats; to provide for vacation and annulment of plats subdividing land under certain circumstances; to provide that the surveyor who certifies the plat must take responsibility for compliance with these sections; to provide instructions for the filing of a map or plat by any county clerk; providing penalties for molesting a monument or defacing or destroying a map or plat; to provide recordation of the department of transportation official right-of-way maps; to provide for affidavits confirming error on a recorded plat; to provide for the establishment of a state plane coordinate; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary—Civil A.

By Senator Brantley—

SB 1041—A bill to be entitled An act relating to occupational license taxes; amending §205.041, Florida Statutes; providing that any person who holds an occupational license in one county may purchase a license for the same occupation in another county by paying one third ($\frac{1}{3}$) of the ordinary fee therefor; providing that any person who has purchased a county occupational license need not purchase a city or town license to conduct business at a site which is not a permanent business site in a city or town in such county; providing an effective date.

Was read the first time by title and referred to the Committee on Governmental Efficiency.

By Senator de la Parte—

SB 1042—A bill to be entitled An act relating to judicial retirement; amending §123.28, Florida Statutes, to reduce the social security contributions of members of division B of the judicial retirement system; amending §123.29, Florida Statutes, to eliminate the requirement that retirement benefits for members of division B be reduced by the amount of social security benefits; amending §123.40(2), Florida Statutes, to eliminate the requirement that retirement benefits for members of division C be reduced by the amount of social security benefits; providing an effective date.

Was read the first time by title and referred to the Committee on Personnel, Retirement and Claims.

By Senators Thomas, Horne and Henderson—

SB 1043—A bill to be entitled An act relating to the joint legislative management committee; amending section 11.147, Florida Statutes; providing for membership; providing an effective date.

Was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

By Senator McClain—

SB 1044—A bill to be entitled An act relating to court reporters; amending §29.03, Florida Statutes, relating to compensation for official court reporters; providing that such compensation shall be established by rule of the supreme court; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary—Civil A.

By Senator Johnson (34th)—

SB 1045—A bill to be entitled An act relating to the division of motor vehicles and the division of drivers' licenses of the department of highway safety and motor vehicles; appropriating funds to said divisions to be used to increase the salaries of all personnel; providing an effective date.

Was read the first time by title and referred to the Committee on Ways and Means.

By Senator Johnson (34th)—

SB 1046—A bill to be entitled An act relating to public school transportation; amending §236.05(1), Florida Statutes, to provide that public school pupils subjected to hazardous circumstances may be transported to public schools at public expense within the two (2) mile limitation for such transportation; creating §236.051, Florida Statutes, to create a district school board transportation advisory council within each school district to advise the district school board as to whether pupils are subjected to hazardous circumstances qualifying them for such transportation; providing criteria; authorizing the district school boards to adopt appropriate rules and regulations; providing an appropriation; providing an effective date.

Was read the first time by title and referred to the Committees on Transportation and Governmental Efficiency.

By Senator Johnson (29th)—

SB 1047—A bill to be entitled An act relating to Comprehensive Health Planning; providing definition; providing for the creation of the Florida Health Planning Council, its membership and responsibilities; providing for areawide comprehensive health planning councils and responsibilities; providing for the relationship between the state comprehensive health planning program and council and the areawide health planning councils; providing for the Bureau of Comprehensive Health Planning within the Florida Department of Health and Rehabilitative Services and describing its responsibilities; providing for the repeal of any conflicting act on local or areawide health planning; providing an effective date.

Was read the first time by title and referred to the Committees on Health, Welfare and Institutions and Governmental Efficiency.

By Senator Boyd—

SB 1048—A bill to be entitled An act relating to regulation of public utilities; amending section 366.02, Florida Statutes, and section 366.11, Florida Statutes; amending the definition of the term "public utility"; providing jurisdiction in the Florida Public Service Commission for regulation of certain wholesale rates for the sale of natural gas; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce.

By Senator Gong—

SB 1049—A bill to be entitled An act relating to public health, treatment of communicable diseases upon the consent of the minor; amending section 384.061, Florida Statutes, to authorize treatment of a minor exposed to such disease; providing an effective date.

Was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

By Senator Reuter—

SB 1050—A bill to be entitled An act relating to public health, vesting certain powers of control and supervision in the department of health and rehabilitative services over public water supplies in the state providing certain criteria as to which water supplies will have their fluoride content adjusted; providing an effective date.

Was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

By Senators Daniel and Karl—

SB 1051—A bill to be entitled An act to amend section 1, of article II, of chapter 57-1314, laws of Florida, special acts of 1957, being the charter of the city of Eustis, Lake county, Florida, and all acts amendatory and supplemental thereto; providing for a re-definition of the corporate limits of said city; providing that the property within said territory and extension shall be liable for its proportionate share of the existing and future indebtedness of the said city; and providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1051.

Was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

By Senators Daniel and Karl—

SB 1052—A bill to be entitled An act to amend Subsection 7 of Section 2 of Article IV, of Chapter 57-1314, Laws of Florida, Special Acts of 1957, being the Charter of the City of Eustis, Florida, and all acts amendatory and supplemental thereto; providing for method of purchase, sales and contracts; and providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1052.

Was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

By Senators Daniel and Karl—

SB 1053—A bill to be entitled An act relating to Lake county school district; providing for the acquisition of lands, construction, renovation, remodeling, improving of all types of buildings used for public school facilities, supplies, equipment, materials of all types, books and other types of equipment and facilities used in public education, including vehicles, buses and maintenance equipment of all types; authorizing the issuance of certificates of indebtedness payable from the portion

of the race track funds accruing annually to the Lake county school district and allocated to the school board of Lake county to finance the cost of such projects; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1053.

Was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

By Senator Daniel—

SB 1054—A bill to be entitled An act relating to governmental reorganization of the department of business regulation; amending subsection (1), (3), (5) and (7) of section 20.16, Florida Statutes, as amended by chapter 71-2(B), Laws of Florida; providing that the appointment of and removal of members of the board of business regulation shall be subject to confirmation by the senate; requiring the department of business regulation to provide opportunities for businesses regulated and the public to be heard in regard to matters relating to pari-mutuel wagering or land sales; providing for a type three transfer of the state racing commission to the department of business regulation instead of a type one transfer; providing that the functions of the state racing commission are to be assigned to the division of pari-mutuel wagering of the department of business regulation and the board previously heading the state racing commission is abolished; providing for a type three transfer of the land sales board to the department of business regulation instead of a type one transfer; providing that the functions of the land sales board are to be assigned to the division of Florida land sales of the department of business regulation and the board previously heading the land sales board is abolished; providing an effective date.

Was read the first time by title and referred to the Committee on Governmental Efficiency.

By Senator Fincher—

SB 1055—A bill to be entitled An act relating to off-track betting; providing for the creation of a division of off-track betting under the department of business regulation; providing for the licensing of local agents; providing authorization for local agencies; prohibiting local agencies from accepting certain investments for transmission to the division of off-track betting; providing for the authorization of equipment to existing race tracks; establishing an initial system of 15 local agencies; providing for the operation and the fees for the local agencies; authorizing the department of business regulation to enact rules and regulations for the administration of funds received; providing that the racing association licensee shall credit to the division of off-track betting seven and one-half percent (7½%) of the investment transmitted by said division; providing operation guidelines for the local agencies; creating a continuing study of the systems operation and an annual report to the legislature; providing an effective date.

Was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

By Senator Graham—

SB 1056—A bill to be entitled An act relating to cable television systems; providing definitions; requiring certain covenants of licensees; providing that certain channels shall be set aside for educational or other public purposes; providing for determinations of the availability of program material; providing for severability; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce.

By Senator Graham—

SB 1057—A bill to be entitled An act relating to cable television; providing legislative intent; creating the Florida cable television advisory council; providing the membership of said council; providing the duties of said council; providing for a report to the legislature; providing an appropriation; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Ways and Means.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

April 28, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Gibson and others—

HB 703—A bill to be entitled An act relating to fishing licenses; adding paragraph (d) to §372.57(4), Florida Statutes; providing that certain military personnel are exempt from fishing license requirements; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 703, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

The Honorable Jerry Thomas
President of the Senate

April 29, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Governmental Organization & Efficiency—

HB 1150—A bill to be entitled An act relating to the division of personnel and retirement and the division of electronic data processing; amending chapter 110, Florida Statutes, by adding section 110.023 to provide for a position information system for all authorized and established positions in state service; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1150, contained in the above message, was read the first time by title and referred to the Committees on Personnel, Retirement and Claims and Governmental Efficiency.

The Senate adjourned at 8:36 a.m. to reconvene at 8:30 a.m. May 3, 1971.